

Luke, Tim

From: Luke, Tim
Sent: Friday, August 13, 1999 3:31 PM
To: 'Rosenkrance, Doug (WD34)'
Subject: FW: Nichols Heading

Doug,
You had mentioned over a week ago that Babcock said he had filings on the Nichols heading. I believe you asked if we could research this matter. I asked Scott to review the filings again. His response is listed below.

Tim Luke

-----Original Message-----

From: King, Scott
Sent: Sunday, August 08, 1999 12:40 PM
To: Luke, Tim
Subject: RE: Nichols Heading

Tim,
My original research showed that Babcock did indeed file on the Nichols. We did not recommend it and he didn't object. Therefore, no right.

I just now searched again on rights diverted from 04N 26E 09, then filtered to exclude groundwater sources. This left 5 rights:

R34-00646 Pearson (note: only listed as source in 'R' record)
R34-00647 Pearson

A34-00508 Granite Trust Org
A34-00559 " "
A34-00911 " "

The last three (Babcock's) rights do not include 04N26E09 as a POD for either the director's report or the new R records. I do not know why the Nichols was not included. These rights list only the Moore Canal as a POD.

Scott

-----Original Message-----

From: Luke, Tim
Sent: Friday, July 30, 1999 9:40 AM
To: King, Scott
Subject: Nichols Heading

Scott,
I spoke with Doug this morning and he said he had been contacted by Babcock regarding the Nichols heading, probably in response to your notice. Babcock swore to Doug that he has a filing on the Nichols.